

FISH & RICHARDSON P.C.,P.A.

3300 Dain Rauscher Plaza
60 South Sixth Street
Minneapolis, Minnesota
55402

Telephone
612 335-5070

Facsimile
612 288-9696

Web Site
www.fr.com

Date December 8, 1999

To Donna Chapman
Supervisor of Clerical Staff
USPTO

Facsimile number 07148-032000011 / (703) 305-7401

From M. Angela Parsons, PhD.

Re Mutations in Brassica Plants
USSN 08/572,027
Our Ref.: 07148-032001

**Number of pages
including this page** 10

Message Dear Ms. Chapman,

As per our telephone conversation this afternoon, please find enclosed photocopies of the CPA filing documents (Transmittal letter, 2 pages; Postcard, 1 page) that were originally filed on December 28, 1998 concerning USSN 08/572,027. Additionally enclosed are photocopies of Applicants' Response to Notice of Abandonment filed on April 19, 1999 (Transmittal letter, 1 page; Response to Notice of Abandonment, 1 page; Postcard, 1 page; Photocopies of the 12-28-98 CPA filing documents, 3 pages). Accordingly, Applicants request that the above-referenced application be withdrawn from abandonment and prosecution continued. Please call me direct [(612) 337-2577] if you have any additional questions. Thank you. Dr. Parsons.

NOTE: This facsimile is intended for the addressee only and may contain privileged or confidential information. If you have received this facsimile in error, please immediately call us collect at 612 335-5070 to arrange for its return. Thank you.

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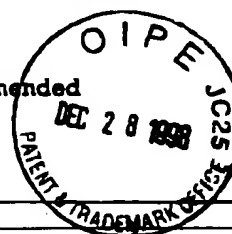
PATENT

ATTORNEY DOCKET NO.: 07148/032001

The Patent and Trademark Office date stamp sets forth the date of receipt of:

Applicant or Patentee Lorin R. DeBonte et al.No. (Application, Appeal, Interference, Patent, Reexam) 08/572,027Filing or Issue Date 12/14/95Title Plants Having Mutant Sequences That Confer Altered

- | | | |
|--|--|----------------------------|
| <input checked="" type="checkbox"/> Transmittal Letter (2 copies) | <input type="checkbox"/> With Pet. for Ext. | <u>FATTY ACID PROFILES</u> |
| <input type="checkbox"/> Assignment <u>CPA - 2 pages</u> | <input type="checkbox"/> Status Inquiry | |
| <input type="checkbox"/> Amendment/Response <u> </u> Pages | <input type="checkbox"/> Declaration | |
| <input type="checkbox"/> Maintenance Fee | <input type="checkbox"/> Request Certificate of Correction | |
| <input checked="" type="checkbox"/> Check \$ <u>1,720</u> | <input type="checkbox"/> Notice of Appeal | |
| <input type="checkbox"/> Deposit Account Order Form (2 copies) | <input type="checkbox"/> Appeal Brief (3 copies) <u> </u> Pages | |
| <input type="checkbox"/> Issue Fee <input type="checkbox"/> Request Patent Copies | <input type="checkbox"/> Petition for Extension of Time | |
| <input type="checkbox"/> Information Disclosure Statement | | |
| <input type="checkbox"/> PTO 1449 Form - <u> </u> Pages | | |
| <input type="checkbox"/> Prior Art References - Number of References <u> </u> | | |
| <input type="checkbox"/> Drawings <u> </u> Sheets Formal <u> </u> Sheets Informal <u> </u> Sheets Amended | | |
| <input type="checkbox"/> Notice of Missing Parts | | |
| <input type="checkbox"/> Combined Declaration and Power of Attorney | | |
| <input type="checkbox"/> Small Entity Statement | | |
| <input type="checkbox"/> Other <u> </u> | | |



Atty./Sec. DL/DAV Client/ Cargill/Mt. in Brassica Plants Matter Name Date 12/28/98

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3300 Dain Rauscher Plaza
60 South Sixth Street
Minneapolis, Minnesota
55402

Telephone
612-335-5070

Facsimile
612-288-9696

Web Site
www.fr.com

Frederick P. Fish
1855-1930

W.K. Richardson
1859-1951

December 28, 1998

Attorney Docket No.: 07148/032001

Box CPA

Assistant Commissioner for Patents
Washington, DC 20231

This paper is a request for a continuation under 37 C.F.R. 1.53(d) of:

Applicant:
Title:

Lorin R. DeBonte, Zhegong Fan and Willie H.T. Loh
PLANTS HAVING MUTANT SEQUENCES THAT
CONFER ALTERED FATTY ACID PROFILES

Prior U.S. application no: 08/572,027
Filing Date: December 14, 1995

The prior application was complete as defined by 37 CFR 1.51(b), or was a national stage of an international application filed in compliance with 35 USC §371.

The prior application was filed after June 8, 1995.

This request for a CPA is the reference to the prior application noted above as required by 35 USC §120. Kindly abandon the prior application in favor of the continued proceedings that are requested herein.

The prior application is assigned of record to Cargill, Incorporated, a Delaware corporation, by virtue of an assignment submitted to the Patent and Trademark Office for recording on September 20, 1996 at 8143/0085.

"EXPRESS MAIL" Mailing Label Number EL078039185US

Date of Deposit 12/28/98

I hereby certify under 37 CFR 1.10 that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office To Addressee" with sufficient postage on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Julie Erickson

Julie Erickson

BOSTON
NEW YORK
SILICON VALLEY
SOUTHERN CALIFORNIA
TWIN CITIES
WASHINGTON, DC

FISH & RICHARDSON P.C., P.A.

December 28, 1998

Page 2

This request includes 2 sheets, and the following:

Enclosures:

- Postcard
- Check in the amount of \$1,720.00

The entire disclosure of the prior application is part of this application and is incorporated by reference.

Basic filing fee	760.00
Total claims in excess of 20 times \$18.00	414.00
Independent claims in excess of 3 times \$78.00	546.00
Fee for Multiple dependent claims	0.00
Total filing fee:	\$ 1,720.00

A check for the filing fee is enclosed. Please apply any other required fees or any credits to deposit account 06-1050, referencing the attorney docket number shown above.


If this application is found to be incomplete, or if a telephone conference would otherwise be helpful, please call the undersigned at 612/335-5070.

Kindly acknowledge receipt of this application by returning the enclosed postcard.

Please send all correspondence to:

Ronald C. Lundquist
Fish & Richardson P.C.
60 South Sixth Street, Suite 3300
Minneapolis, MN 55402

Respectfully submitted,


Ronald C. Lundquist, Ph.D.

Reg. No. 37,875

Enclosures

PATENT

ATTORNEY DOCKET NO. A21-535.1007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Lorin R. DeBonte et al. Art Unit: 1649
Serial No.: 08/572,027 Examiner: G. Benzion
Filed : December 14, 1995
Title : PLANTS HAVING MUTANT SEQUENCES THAT CONFER ALTERED
FATTY ACID PROFILES

Assistant Commissioner for Patents
Washington, DC 20231

TRANSMITTAL LETTER

The following correspondence relating to this
application is enclosed for filing:

1. Response to Notice of Abandonment (1 page)
2. Copy of CPA papers as filed on December 28, 1998

and a copy of the postcard (3 pages);

Please charge any fees, or make any credits, to
Deposit Account No. 06-1050.

Respectfully submitted,

Date:

April 19, 1999

Ronald C. Lundquist

Ronald C. Lundquist, Ph.D.
Reg. No. 37,875

Fish & Richardson P.C., P.A.
60 South Sixth Street, Suite 3300
Minneapolis, MN 55402

Telephone: 612/335-5070
Facsimile: 612/288-9696
21581.M11

Date of Deposit

April 19, 1999

I hereby certify under 37 CFR 1.8(a) that this correspondence is being
deposited with the United States Postal Service as first class mail
with sufficient postage on the date indicated above and is addressed to
the Assistant Commissioner for Patents, Washington, D.C. 20231.

Ann Bonnier

Ann Bonnier

PATENT

ATTORNEY DOCKET NO. A21-535.1007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Serial No.: 08/572,027 Examiner: G. Benzion
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FATTY ACID PROFILES

Assistant Commissioner for Patents
Washington, DC 20231

RESPONSE TO NOTICE OF ABANDONMENT

In response to the Notice of Abandonment mailed on February 11, 1999, Applicants note that a continuing prosecution application (CPA) was filed on December 28, 1998. A copy of the CPA papers are enclosed along with a copy of the return postcard bearing a date stamp of December 28, 1998.

Applicants respectfully request that examination of the CPA be initiated by the Patent and Trademark Office.

Please charge any additional fees, or make any credits, to Deposit Account No. 06-1050.

Respectfully submitted,

Date: April 19, 1999

Ronald C. Lundquist
Ronald C. Lundquist, Ph.D.
Reg. No. 37,875

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60 South Sixth Street, Suite 3300
Minneapolis, MN 55402

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Date of Deposit April 19, 1999

I hereby certify under 37 CFR 1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Ann Pommier

Ann Pommier

F+R-2

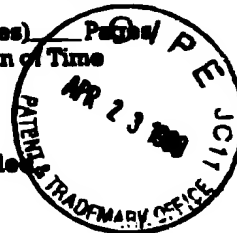
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ATTORNEY DOCKET NO.: 07148/032001

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- ☒ Transmittal Letter (2 copies) ☐ With Pet. for Ext.
☐ Assignment ☐ Status Inquiry
☐ Amendment/Response _____ Pages ☐ Declaration
☐ Maintenance Fee ☐ Request Certificate of Correction
☐ Check \$ _____ ☐ Notice of Appeal
☐ Deposit Account Order Form (2 copies) ☐ Appeal Brief (3 copies) Page 1
☐ Issue Fee ☐ Request Patent Copies ☐ Petition for Extension of Time
☐ Information Disclosure Statement
☐ PTO 1449 Form - _____ Pages
☐ Prior Art References - Number of References _____
☐ Drawings _____ Sheets Formal _____ Sheets Informal _____ Sheets Amended
☐ Notice of Missing Parts
☐ Combined Declaration and Power of Attorney
☐ Small Entity Statement
☒ Other Response to Notice of Abandonment (1 page); copy of CPA papers and return postcard (3 pages)



Atty/Sec. Initials RL/ate Client/ Matter Name Cargill Date 4-19-99